

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JASON LOKERSON,

Plaintiff,

v.

TUCKER, et al.,

Defendants.

No. 2:24-cv-0494-SCR

ORDER

Plaintiff is an incarcerated individual representing himself in this civil rights action filed pursuant to 42 U.S.C. § 1983. On March 11, 2025, this matter was referred to the post-screening ADR pilot project and stayed. ECF No. 16. The settlement conference was originally scheduled for August 12, 2025, but it had to be rescheduled due to the court's unavailability. ECF No. 34. As a result, the stay of this action was extended on August 20, 2025 pending further order of the court. ECF No. 37. The settlement conference was conducted on November 10, 2025, but the case did not settle. ECF No. 20. As a result, the stay of this action is lifted. Defendants shall file a responsive pleading within thirty days.

During the stay of this action, plaintiff filed numerous requests that are pending before the court. Plaintiff has filed two separate requests for the issuance of blank subpoena forms. ECF Nos. 35, 48. As the court previously indicated, both of these requests are premature as no Discovery and Scheduling Order has been issued in this case. See ECF No. 30 (Minute Order

1 denying prior request for blank subpoenas). Plaintiff may be able to obtain the information he is
2 seeking through the discovery process in this case absent the need for additional subpoenas.
3 However, the discovery process cannot commence until defendants have answered the second
4 amended complaint. Therefore, plaintiff's requests for subpoenas are denied without prejudice as
5 premature.

6 Additionally, plaintiff's motion challenging the court's order extending the stay of this
7 matter pending a settlement conference is now moot since the stay is being lifted as part of this
8 order. ECF No. 38. To the extent plaintiff requests that he be permitted to engage in limited
9 formal discovery, the request is denied. A Discovery and Scheduling Order will be issued by the
10 court after defendants have answered the second amended complaint.

11 Accordingly, IT IS HEREBY ORDERED that:

- 12 1. The stay of this action is lifted.
- 13 2. Defendants shall file a responsive pleading within thirty days from the date of this
14 order.
- 15 3. Plaintiff's requests for subpoenas (ECF Nos. 35, 48) are denied without prejudice as
16 premature.
- 17 4. Plaintiff's motion to lift the stay (ECF No. 38) is denied as moot and his request to
18 engage in limited formal discovery is denied until such time as the court issues a Discovery and
19 Scheduling Order.

20 DATED: November 21, 2025

21 
22 SEAN C. RIORDAN
23 UNITED STATES MAGISTRATE JUDGE
24
25
26
27
28